P 7 112-93.

G. R. S. IX-5]

Previous references.

1892-93

192 .

(L R)

File No. 173-92

Serial Nos. 1-5

Later references.

LR 151-94.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

(1)

In ~~Part~~ B for March 1894

SUBJECT.

Appeal of Suryanarayanah, Kuttagallam Hunsur Taluk, regarding the Shanbhogi of the said village —

Countermanded

Indexed

WD 2253—GPB—20,000—14-6-20

Precis of records connected with the Shenbaguethip of Kattumalaiwadi Modur Sirkas in the Aquidar, Salem District.

This is a Counsel case — Not yet to Issue Precis & Minute The case in the final issue to Collector

Settlement i.e. before 1884-86 both the Kattumalaiwadi and Modur Sirkas were one and the same & consisted of 9 villages in all. After that these Sirkas were made separate reducing the number of villages to 7 as shown below

Kattumalaiwadi Sirka = 5 villages
Modur Sirka = 2 villages

Amount of Rotage Rs 17-4-
Rs 62-8-

The Shanbhog of the Kattumalaiwadi Sirkas was one Gabbia who was the Registered Karnavadar but the Office was en-joyed in shares by himself

8-3-94

Surjanarayana

Precis prepared in the Office has been typed

and his younger brothers
Linganniah and Deriah
(each 3 villages.)

3. On the death of the original Barawardar Lingappa, his youngest son Hiraunia was appointed as Shanbogue of Kallamadalavadi and other villages of his share who continued as such till 1871 when he was dismissed from office for some misconduct. (Vide appeal order dated 19th August 1871 by the then Dist. J. Chingleput Dt.

4. The duties of the other six villages were being performed by Soobanna × son of the original Barawardar's brother Linganna. It would appear that Deria gave up his claims for 3 villages of his share in favor of Soobanna in exchange for a money allowance.

5. When Hiraunia was dismissed from office in 1871

× called also alias Soobaraz.

Vide Sheikdar's report of 29th Feb: 1892

Saobanna was ordered to perform the duties of Kotte malalwadi Tirka in addition to his own of Madur and continued in office till his death on 18th January 1892 - A few days before his death he submitted a report that his adopted son Linganniah maybe made Baravardar of both the Tirkas and his brother Shanmanna maybe appointed Gomasta till his son is able to manage the

6. Siriyanarma of the original Baravardar Lingappia, was a minor of 9 or 10 years at the time when was dismissed in 1871 and after attaining majority, he began to put forward his claims for the Shanbogship of Kattemalavadi and petitioned the Big Court

(By the eldest son Linganniah)

Vide appended

lineal descendant of Lingappia
the Original Baramahal and
that he was succeeded his uncle
Viranna the deceased
Shanbagne; when he was
in reply that no orders could
be passed in his case during
of upwards of 13 years -

7. Thus the present dispute
lies between Suryanarana
the grandson of Lingappia
(orig[l] Baramahal) and the
adopted son of deceased
Soobamah son of the
Baramahal's younger brother
Linganna.

8. After Soobanna's death
Suryanarain again com-
plained to the Dy Commr
to say that the Shanbogueship
of Kattemalalvadi belonged
to his Mak deceased
his grand father Linga
and that his right of succession

was not lost by the dismissal
of his uncle Hiraniah.
His petition was sent to the
Amildar for enquiry.

9. The Amildar holding
an enquiry into this and
hearing the parties and
other persons concerned
reported to the Dy Commr
that Linganna the adopted
son of deceased ~~Shanbogue~~
Soubannah might be
appointed to the ~~Madivala~~
Sirka and solicited orders
with regard to the appointment
of Linganarna to the
Kattemalalvadi Sirka.

10. The marginally noted
persons owned the surviving
members of the family of
the original Baravardars
acknowledge the claim
of Linganarna to the
Shanbogship of Katte-
malalvadi Sirka
(Vide their depositions before
the Amildar)

Lakshmiappa son of original Baravardar
2. Sodra Gundisoog — Do — by his 2nd son Appamuthia
3 Venkata Soobiah son of Hiraniah (deceased)
4. Lakshminarna } undivided brothers of
5 Ramana — } Linganarna

while the deceased Shanbogue Soobanna's adopted son Lingannah including his brother Shamanna & cousins contend that Suryanarana has lost all his claims to the office in consequence of the dismissal of his uncle Hiranna in 1871. Honnama widow of deceased Soobanna admits Suryanarana's claims to the Kattemalal-vadi Sirka; She alleges that Lingannia is not her adopted son but her-is bred and brought up by her husband being his. undivided brother's son.

vide her petition to the Dy Commr of 1st January 93

11. The Dy Commr after hearing the parties present passed order on 15th Feb: 1893 that Lingannah the adopted son of the deceased Soobanna may be registered as the Shanbogue

both the Dikas and
was taken from him
and his uncle Shanmukah.

12 Suryanarana now
appeals against the order
of the Dy Commissioner
on the following grounds

I That he is the proper
Nakdar to the Kattemalalwa
Dika being the direct
lineal descendant of the
original Baravardar.

II That he is divided in
interest from his uncle
Hranma the deceased
Shanbogue.

III That the deceased
Soobanna was unjustly
allowed to hold the
Shanbogueship of
Kattemalalwadi Dika
during his minority —

IV That his claims are
admitted by Honnamma
widow of the deceased
Soobannah —

I That Linganna was registered by the Dy Comr as the Shanbogue of the Sirkar is unable to perform the duties thereof -

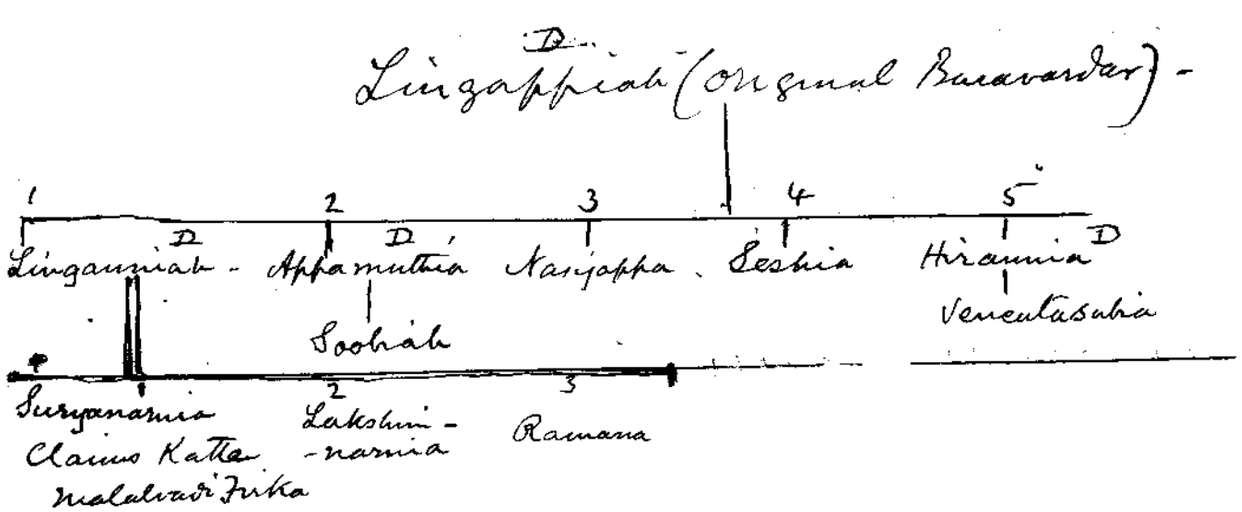
12. The Genealogical tree is appended for ready reference -

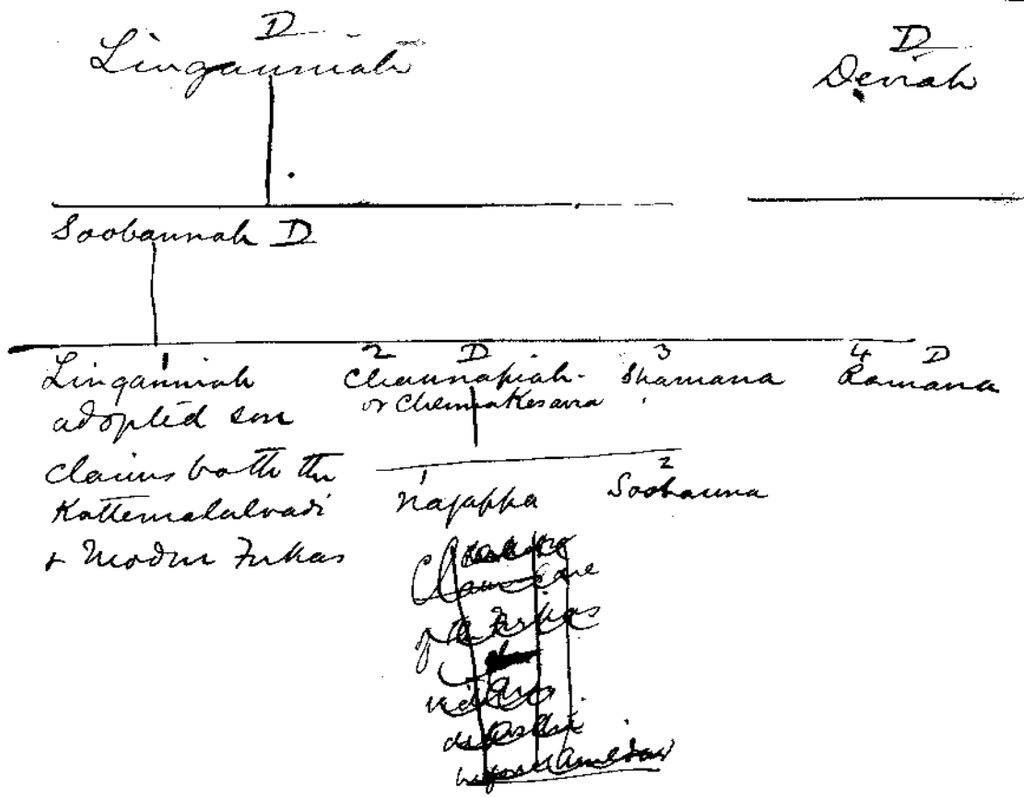
Note

I From the Records, it is learnt that Linganniah the father of the present appellant Suriga-narma was also dismissed from Service like Hiranniah but it is not known when & for what offence he was dismissed.

Vide deposition of Suriyanarma & Linganna dated 8th Feb 1893 before the Dy Comr

II It has been reported by the Amildar that the deceased Shanbogue Soobannah had allowed unauthorized cultivation in respect of certain Sonal land which came to light after his death. Regarding this separate proceedings have been ordered by the Dy Comr





D denotes dead

On 1891 of Progress

Appt
Sura Narani ah
of Katte Malavadi
Hunsur
Dalee
Mysore Dt

Respt
Lingatha.

Appellant's uncle Hiranya who was Shanbhog was dismissed from office in 1871 for concealing cultivation, & Respt's father Subbanna, who was his uncle's son was appointed in his place. He later died in 1892, & his son Respt was appointed in his place. The appeal is against this appointt.

There is nothing to show that permanently deprived the Hdt of Hiranya was ~~debarred from the Hdt~~ Hiranya died 5 years ago, & as the person appointed in his place is also dead, it is only right that

one of the heirs of
Hiranyya should
see appointed to the
post. If Dey
Genr. is to regard
to give the appointment
to appt, or to
Hiranyyab son of
he claims it.

9/3/94

9/3.

Mr. Reed to Dey
Genr to whom
order has been issued

9/4

dR 173-92-1

(General Serial No. 32.)

1893.

(2)

No. 2469

Name of Petitioner. Surya narainah

Village. Kuttay Malalavadi

Taluk. Hunsur -

District. Mysore -

Date of Arzi. 14th March 1893.

Date of Receipt. 16.3.93

Date of Disposal.

No. of Enclosures. - Three -

ABSTRACT.

Appeal against the order of the Deputy Commissioner Mysore Dist^t regarding petitioner's claim for the Shanbogueship of Kuttay Malavade and other 8 villages in the Hunsur Taluk.

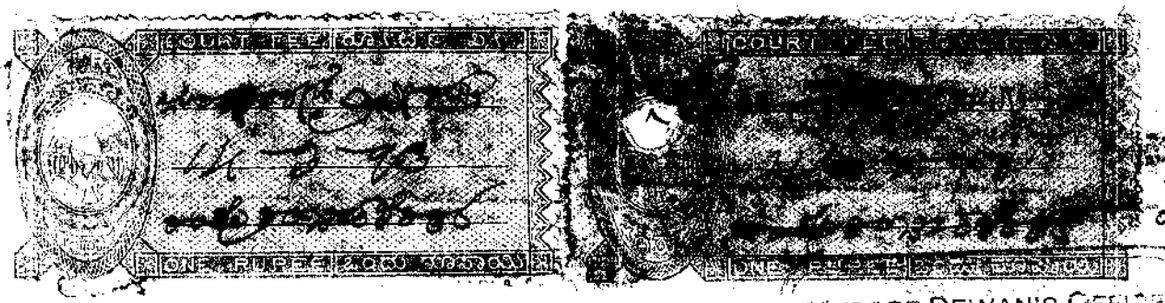
Comm^r Mys^r

Comm^r Case

Rep^t-d brought

3/3

Mysore Govt. Central Press Bangalore—7-9-92,—1000.



MYSORE DEWAN'S OFFICE.
PETITION DEPARTMENT.
REG'D. N.: 2469 R
DATE 21-3-93

29/3/94

To.

Sir K. Seshadri Iyer Laptire
K.C.S.I. &c.
Dewan to His Highness the Maharajah
of Mysore.

A.S. No 131
92-93.

Most honored Sir,

The humble petitioner Surnaiaiah — Shanabog of Kattay-Malala Vadi Pirka Kirjaje hobli, Nunsoor Taluk of the Mysore District, respectfully showeth:-

(1). That the petitioner's grand father Lingaiah was the Baaverdar Shanabog of both the Kattay-Mallalavady and Modur pirkas, consisting of nine villages altogether.

(2). That after his death petitioner's uncle Heranaiah succeeded as Shanabog of the Kattay-Mallalavadi pirka, while the Modur pirka Shanabogship was enjoyed by my grand father's younger brother Lingaiah and after his death by his son Subbarayah.

(3). That in the Year 1871 when the petitioner's uncle Heranaiah was dismissed from office, the petitioner was a minor aged 9 or 10 years, and that on the report of the then Amildar of Periyapatana, the Deputy Commissioner without any enquiry into the title of the heirs of the family, directed that the work of the Kattay Mallalavadi

pirka

firka might be taken from Subbaraya alias Subbanna. For kind perusal a copy of the Amildar's report and the order No: 42 dated 17th April 1891 is herewith submitted.

4. That your honor's humble petitioner on attaining majority applied to the Deputy Commissioner in 1884 praying for the grant of his "hak" firka, but was in reply informed by endorsement Number 90 dated 15th ~~March~~ November 1884 that as there has been no complaints against Subbaraya in his work at the Kattay Mallalavadi firka, no orders could be passed. The Copy of this endorsement is also herewith submitted for your honor's kind perusal.

5. That on the death of Subbaraya in January 1892 petitioner again represented his claims to the Amildar for the Shanbog-ship of the Kattay Mallalavadi firka and the Amildar submitted petitioner's claims to the Deputy Commissioner for orders, but to his ~~utter~~ misfortune, petitioner's claims have not been favourably considered but only an order was issued directing the adopted son of Subbaraya by name Linganniah to be registered as the Shanbog of both the firkas, a copy of this order is herewith produced.

6. Dissatisfied with this order your honor's humble petitioner begs now to appeal on the following grounds.

(a) That the petitioner is a Hakdar of the Kattaya Mallalavadi firka by direct lineal descent.

(b) That he has been divided in interest from his uncle Meranaiah, the late dismissed Shanbog.

(c) That Subbaraya had been unjustly allowed

allowed to hold, subsequently
with proper enquiry into petitioner's claims

(d) That Nonnamah the widow of Subbaya has distinctly acknowledged the petitioner's claim to the Kattay Mallalavadi pirka.

(e). That petitioner has been innocent and therefore unjustly kept out of his "Kuck" in spite of his representations

(f). That the petitioner is able to look after his Shanboy "Kuck", to read, to write and also to prepare accounts.

(g). That in the Survey settlement the pirkas were made Separate and a Patigi of Rupees 80 settled for the Kattay Mallalavadi pirka.

(H) That Linganniah now registered as Shanboy is not even able to manage the work of both the pirkas

(I). That in petitioner's case, the hereditary right to the Shanboyi has been singularly denied

(J). That therefore the petitioner most humbly begs that the records connected with his kuck may be sent for and perused and that justice may be meted out to him, for which act of kindness the petitioner shall ever pray.

The petitioner begs to remain
Most Honoured Sir
Your Honour's most obed
and humble servant.

Endorsement
Kl 1 – 3 Feb 73

Pet
1270

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

(3)

LR 173-92-2

OFFICIAL MEMORANDUM.

The accompanying Petition No. 2469

dated 14 — 3 — 93 received at the

Dewan's Office from Suryanarmiah of Kattay Malalvadi Hunsur Taluq appealing against the order of the Hy. Commr. dt 16-2-93 regarding the Shanbogueship of ~~the said village~~ Kattay Malalvadi & other villages,

is forwarded, together with its three

enclosures, to the Dy. Commissioner Mysore Distt, for submission of proceedings with a report on the facts of the case and on the points taken in the petition.

2 The petition with its closures shd be returned

By Order,

Draft

Chief Secretary.

BANGALORE,
31 Mar 1893.

5-4-93

S.W.B. AR

M. G. C. P. Bangalore.—21-11-92—3,000.

From the same Pet 1332 of 31/5/93.

17

LR 173-92-3

(General Serial No. 30.)

1893. 12839-

3 - MAY 93

Pet: 526

From The Deputy Commissioner Mysore District

To

The Chief Secretary to the Dewan of Mysore.

Dated 3rd May 1893.

Despatched

Received

Enclosures No. Petition No. 2469 with its 3 enclosures and Canarese records.

General No.

No. 1332

Submitting as called for the records connected with the petition from Suryanarniah & Kattémalawadi, Hunsur Sub.

Petn Sub

6/5

M. G. C. P. Bangalore.—27-1-93.—5,000.

15

No. 1332.
Ren. Petn with its 3 Sn. 3
Hanamere records. 3

DEPUTY COMMISSIONER'S OFFICE,
MYSORE DISTRICT,

Dated Mysore 8th May 1893.

(4)

From

A. Rangasami Iyengar Esqr

Deputy Commissioner,
Mysore District.

To

The Chief Secretary to the Dewan of Mysore,

SIR,

With reference to your official Memorandum No. 1270, dated 31st March 1893, forwarding for submission of proceedings, petition from Suryanarayanaiah of Kattemalawadi, Hunsur Taluq, I have the honor to submit herewith the entire records connected with the case. The English Memo attached to the records, will explain the circumstances of the case.

The petition and its enclosures received with the Memo, under reply are herewith submitted

I have the honor to be
Sir
Your most Obedt Servant

A. Rangasami Iyengar
Deputy Commissioner
Mysore District

Compd
vlw MM

12 LR 173-92-4.

Before the Government of ~~His Highness~~ the Maharaja of Mysore.

Appeal No. 131 of 1892-93

(6)

Appellant. Vs. Respondent.

Sura. Naraniah
of Kalle Mulalvadi
Hunsur Taluk
Mysore District
(by M. Chalvirangar advocate)

Lingappa
represented by
M. Ramaswamy
Iyer

Decision dated 9th March 1894

Appellant's uncle Hiranya who was Shanbhogue, was dismissed from office in 1871 for concealing cultivation, and Respondent's father Subbanna, who was his uncle's son, appointed in his place. The latter died in 1892, and his son the Respondent was appointed in his place. The appeal is against this appointment.

2

2. There is nothing to show that the family of Hiranaja was permanantly deprived of the Stuck. Hiranaya died 5 years ago, and as the person appointed in his place is also dead, it is only right that one of the heirs of Hiranayya should be appointed to the post. The Deputy Commissioner is therefore requested to give the appointment to appellant, ~~as~~ unless Hiranayas son ~~[illegible]~~ claims it

2 Re-drafts to attd

By order.

Redraft ✓

No 1624 / Pet. ~~[illegible]~~ 93. dt 24-3-94 Secretary

Copy to the Dy: Commissioner Mysore for his remk, with the proceedings received with his No 1332 dt 3d May 1893.

By Order.

Secretary

By compr: mk

PROSAMLEG LIBE

No. 2469 LR 173-92-5 21 encs

MYSORE DEWAN'S OFFICE, 28/3/94.
PETITION DEPARTMENT,
24—3—1894

(5)

Endorsement granted to Sura Narainah of Kalle Malalvadi Annexe Taluk (by Mr Chelvirayar advocate)

in reply to his Petition Registered No. 2469 dated 14—3—93 appealing against the Dy: Commissioner's order regarding the Shanbhogi of Kalle Malalvadi and other villages

Petitioner is ~~informed that~~ referred to the Deputy Commissioner to whose orders have been issued.

2 The enc: are returned

"By Order"

Redraft

Secretary.

Comptl

Mysore Govt. Central Press, -9-2-93—2000.-